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*Attorneys for Defendants*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

NATIONAL URBAN LEAGUE, *et al.*,

Plaintiff,

v.

WILBUR L. ROSS, JR., *et al.*,

Defendants.

Case No. 5:20-cv-05799-LHK

**DEFENDANTS' RESPONSE TO THE  
COURT'S SEPTEMBER 19, 2020 ORDER,  
ECF No. 165**

1 Pursuant to the Court's Order dated September 19, 2020, ECF No. 165, Defendants  
2 respectfully state as follows:

3 In response to paragraph 1 of the Order, Defendants state that they have already produced  
4 and filed all documents in their September 18, 2020 privilege log at ECF No. 154-2 that do not  
5 have a privilege identified under the column for "Privilege."  
6

7 In response to paragraph 2 of the Order, Defendants provide the following information

8 For the September 13, 2020 production:

- 9 • Documents produced: 139
- 10 • Documents withheld in full on the basis of an asserted privilege: 67
- 11 • Documents partially redacted on the basis of an asserted privilege: 14
- 12

13 For the September 18, 2020 production:

- 14 • Documents produced: 1,658
- 15 • Documents withheld in full on the basis of an asserted privilege: 433
- 16 • Documents partially redacted on the basis of an asserted privilege: 568
- 17

18 In response to paragraph 4 of the Order, Defendants have made available to the reviewing  
19 judges via FTP the document production at ECF Nos. 154-157.

20 Defendants further state in response to paragraph 3 that they are investigating the extent to  
21 which they can perform the specified modifications to the privilege log within the prescribed time  
22 period.  
23

24  
25 DATED: September 19, 2020

Respectfully submitted,

26  
27 JEFFREY BOSSERT CLARK  
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/s/ M. Andrew Zee  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 19th day of September, 2020, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing.

/s/ M. Andrew Zee

M. ANDREW ZEE